

STATE LIQUOR BOARD HEARING DECISION NOTED IN RED FONT

**NOTICE OF HEARINGS AND AGENDA FOR THE
ARIZONA STATE LIQUOR BOARD**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Arizona State Liquor Board and the general public that the Arizona State Liquor Board will hold a meeting open to the public on **December 4th, 2008** beginning at **9:00 a.m.**, in the Department's Hearing Room at 800 West Washington, 5th Floor, Phoenix, Arizona. As indicated in the following agenda, the Arizona State Liquor Board may vote to go into executive session, which will not be open to the public, to discuss certain matters, and that it may organize as a Panel to hear matters pursuant to A.R.S. § 4-111(D). In addition to any executive sessions listed below, when necessary, the Board or Panel may move to go into executive session intermittently throughout the meeting regarding any of the open meeting agenda items pursuant to A.R.S. § 38-431.03(A)(4) to obtain legal advice from its counsel or review any confidential records and/or A.R.S. § 38-431.03(A)(2), respectively. The Board may review, discuss or take action on any item on the agenda. Further, except for those matters indicating a specific time, the presiding officer will set the order of the agenda and items may be taken out of order.

Note: If any person needs special ADA accommodation, please notify the Department of Liquor Licenses and Control at (602) 542-5141 in time to make the accommodation.

The agenda for the meeting is as follows:

-
- A. Call to order of the Board to identify the Board Members present, and indicate the date, time and location of this meeting. **Vice Chair Absent, Mr. Huellmantel acted as Chair.**
-
- B. The Arizona State Liquor Board will discuss the proposed 2009 Hearing Schedule and take action, if necessary, in open session. **With modification moving the July 2009 date to the 9th, the 2009 Hearing Schedule is approved.**
-
- C. The Arizona State Liquor Board will discuss the Director's letter regarding compensation of Board Members. **Tabled until the January 2009 Hearings.**
-
- D. Minutes: review, consideration and action.
Minutes from the August 2008, September 2008, and October 2008 Board Hearings. **Tabled until the January 2009 Hearings.**
-
- E. Notice of Proposed Rulemaking: review, consideration and action.
Article 7 of the Department's Notice of Proposed Rulemaking. **Article 7 of the Proposal was approved in its entirety.**
-
- F. Consent Agenda: review, consideration and action.
-

1. Beer & Wine Store Liquor License No. No. 10075659 Original Application
LICENSE GRANTED

Anwar Nakib, Agent
Union Hill Oil Corporation
Union Hill Oil
18441 N. 7th Street
Phoenix, AZ 85022

Note: Subsequent to this matter being scheduled for hearing, the City of Phoenix has withdrawn its recommendation for disapproval.

-
2. Beer & Wine Store Liquor License No. 10075589 Original Application
LICENSE GRANTED

Samuel S. Umphrey, Agent
Supermercado Phoenix Farms LLC
Phoenix Farms Supermercado
1918 W. Buckeye Road
Phoenix, AZ 85009

Note: Subsequent to this matter being scheduled for hearing, the City of Phoenix has withdrawn its recommendation for disapproval.

3. Restaurant Liquor License No. 12077480

Original Application
LICENSE GRANTED

Amy Nations, Agent
HGC Investments LLC
Native New Yorker
12228 N. Cave Creek Road, Ste. 123
Phoenix, AZ 85022

Note: Subsequent to this matter being scheduled for hearing, the City of Phoenix has withdrawn its recommendation for disapproval. This matter is continued from the August 7, 2008 Board Hearings.

4. Restaurant Liquor License No. 12083369

Original Application
CONTINUANCE GRANTED

Ronald K. Brittingham Jr., Agent
The Palms Restaurant & Lounge
1300 McCulloch Boulevard North
Lake Havasu City, AZ 86403

Note: Subsequent to this matter being scheduled for hearing, the applicant has requested that this matter be continued until the January 2009 Board Hearings. This matter was continued from the November 2008 Board Hearings. This matter is set for hearing due to the City of Lake Havasu City recommending disapproval.

5. Private Club Liquor License No. 14073048

Original Application
CONTINUANCE GRANTED

Jeffrey S. Wynn, Agent
Beatitudes Campus, Inc.
Beatitudes Campus
1610 W. Glendale Avenue
Phoenix, AZ 85021

Note: Subsequent to this matter being scheduled for hearing, the applicant has requested that this matter be continued until the January 2009 Board Hearings. This matter is set for hearing due to the City of Phoenix recommending disapproval

6. Beer & Wine Store Liquor License No. 10075640

Original Application
CONTINUANCE GRANTED

Jorge Rascon, Agent
El Rancho Market of Chandler, Inc.

El Rancho Market
8901 N. 19th Avenue
Phoenix, AZ 85021

Note: Subsequent to this matter being scheduled for hearing, the applicant has filed a motion to continue this matter to the February 2009 Board Hearings. This matter is set for hearing due to the City of Phoenix recommending disapproval and public protest.

7. Restaurant Liquor License No. 12077667

Original Application
CONTINUANCE GRANTED

Aaron C. Chamberlin, Agent
Cannon's Cookery, LLC
Cannon's Cookery
105-109 E. Camelback Road
Phoenix, AZ 85012

Note: Subsequent to this matter being scheduled for hearing, the applicant has filed a motion to continue this matter to the February 2009 Board Hearings. This matter is set for hearing because the City of Phoenix failed to submit a timely recommendation as required by A.R.S. § 4-201(E).

8. Restaurant Liquor License No. 12077660

Original Application
CONTINUANCE GRANTED

Ettore M. Benforte, Agent
Pizza A Metro, Inc.
Pizza A Metro
2336 W. Thomas Road
Phoenix, AZ 85015

Note: Subsequent to this matter being scheduled for hearing, the applicant has filed a motion to continue this matter to the March 2009 Board Hearings. This matter is set for hearing due to the City of Phoenix recommending disapproval.

G. 9:00 A.M. Scheduled Agenda: review, consideration and action.

9. Beer & Wine Bar Liquor License No. 07080103

Original Application
**CONTINUANCE GRANTED UNTIL
JAN 8TH HEARINGS**

Guadalupe Contreras Ochoa, Agent
Eclipse Sports Bar LLC
Eclipse Sports Bar
1226 Riverview Drive
Bullhead City, AZ 86442

Note: This matter is set for hearing because the City of Bullhead City is recommending disapproval and the Department of Liquor Licenses & Control has issued a protest in regard to this application.

10. Beer & Wine Store Liquor License No. 10033154

Original Application
DENIED AS TO LOCATION

John B. Barth, Agent

Varsity Gasser
1020 S. Milton Road
Flagstaff, AZ 86001

Note: This matter is set for hearing because the City of Flagstaff is recommending disapproval and the Department of Liquor Licenses & Control has issued a protest in regard to this application.

11. Beer & Wine Store Liquor License No. 10075682

Original Application
**DENIED AS TO PERSON &
LOCATION**

Angela M. Bennett, Agent
R & J Quick Stop
2833 W. Lincoln Street
Phoenix, AZ 85009

Note: This matter is set for hearing due to the City of Phoenix recommending disapproval.

12. Beer & Wine Store Liquor License No. 10075671

Original Application
LICENSE GRANTED

Lauren K. Merrett, Agent
Cigarette City, Inc
Greenway Market
15249 N. 32nd Street
Phoenix, AZ 85032

Note: This matter is set for hearing due to the City of Phoenix recommending disapproval and public protest.

13. Restaurant Liquor License No. 12077703

Original Application
LICENSE GRANTED

Roy Auten, Agent
Pocket Aces, LLC
Streets of New York
1985 W. Happy Valley Road
Phoenix, AZ 85085

Note: This matter is set for hearing due to the City of Phoenix recommending disapproval.

14. Restaurant Liquor License No. 12077631

Original Application
LICENSE GRANTED

Carlos M. Salas, Agent
Tellez Restaurant Investment, Inc.
Mariscos Las Islas
2915 N. 43rd Avenue
Phoenix, AZ 85031

Note: This matter is set for hearing because the City of Phoenix submitted no recommendation regarding this application.

H. Pursuant to A.R.S. § 32-431.03(A)(4), the Arizona State Liquor Board will go into Executive Session with a representative of the Attorney General's Office for the purpose of updating the status of litigation regarding the following cases and take action, **if necessary**, in open session.

I. 1:30 P.M. Scheduled Agenda: review, consideration and action.

15. Beer and Wine Bar Liquor License No. 07070455

Person & Location Transfer Application
**CONTINUANCE GRANTED UNTIL
JAN 8TH HEARINGS**

FROM:
Richard J. Gallagher, Agent
R & R Wings, LLC
Long Wong's
15236 N. 59th Avenue
Glendale, AZ 85306

TO:
Reyes D. Olague, Agent
Salon la Perla, LLC
Salon la Perla
3852 N. 29th Avenue
Phoenix, AZ 85017

Note: This matter is set for hearing due to the City of Phoenix recommending disapproval.

16. Liquor Store License No. 09070461

Agent Change/Acquisition of Control
**CONTINUANCE GRANTED UNTIL
JAN 8TH HEARINGS**

FROM:
Hazem N. Arekat, Agent
40th Food & Liquor, Inc.
Jax Market
4001 E. Bell Road #100
Phoenix, AZ 85032

TO:
Sahar K. Arekat, Agent
40th Food & Liquor, Inc.
Jax Market
4001 E. Bell Road #100
Phoenix, AZ 85032

Note: This matter is set for hearing due to the City of Phoenix recommending disapproval.

17. Restaurant Liquor License No. 12077555

Original Application
**CONTINUANCE GRANTED UNTIL
FEB 5TH HEARINGS**

Melanio Aquino Jr., Agent
Link Global Assets LLC
Asian Bistro
3553 W. Dunlap Avenue
Phoenix, AZ 85051

Note: This matter is set for hearing due to the City of Phoenix recommending Disapproval. This matter is continued from the September 4, 2008 Board Hearings.

18. Bar Liquor License No. 06075007

Original Application
DENIED AS TO PERSON

Nikolay V. Otchkov, Agent
Otchkov Holding Inc.
Big Nixx
3353 W. Greenway Road
Phoenix, AZ 85053

Note: This matter is set for hearing due to the City of Phoenix recommending Disapproval. This matter is continued from the October 2, 2008 Board Hearings.

19. Beer and Wine Store Liquor License No. 10075559

Original Application

DENIED AS TO PERSON

Dung Tran
NHA Trang Supermarket Inc.
Nah Trang Supermarket
10430 N. 19th Avenue #10-11
Phoenix, AZ 85021

Note: This matter is set for hearing due to the City of Phoenix recommending Disapproval. This matter is continued from the October 2, 2008 Board Hearings.

J. Call to the Public.

###